IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
ORIGINAL JURISDICTION
Dated: Nainital: the 28th days of February, 2005
Bail Application No. 164 of 2005
Order on the bail Application of accused

CRIMINAL SIDE

1. Sartaj S/o Hasinuddiun
   R/o Raipur
   P.S. Nagina
   District Bijnor
2. Mehboob S/o Sri Abdul Hamid
   R/o Daulatbad
   P.S. Kotwali Dehat
   District Bijnor

.....Applicant

Versus

State of Uttaranchal

.....Opposite Party

Arising out of case crime No. 106 of 2004
Under Section 379 and 411 I.P.C.
Police Station Raiwala
District-Dehradun.

By the court

Hon'ble B.C. Kandpal, J.

The applicants have applied for bail in case crime No. 106 of 2004 under Section 379 and 411 of I.P.C. at Police Station Raiwala, District Dehradun.

Heard Sri T.A. Khan learned counsel for the applicants, leaned A.G.A. and perused the record.

Record shows that the stolen notes were recovered in the briefcase from the possession of both the applicants.

Learned A.G.A. was directed to produce the criminal history of the applicants before the Court. Learned A.G.A. could not produce the criminal history in respect of applicant no. 1 Sartaj while against applicant No.2, namely, Mehboob, there are seven criminal cases pending in different courts.

Keeping in view the aforesaid record of both the applicants, I am of the view that the applicant no.1, namely, Sartaj is entitled to be released on bail at this stage and bail application in respect of applicant no.2, namely, Mehoob is hereby rejected.

Let the applicant no.1, namely, Sartaj be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

(B.C. Kandpal, J.)

28.02.2005
ASWAL